

ORDINANCE/RESOLUTION REQUEST

**All fields must be completed.*
Incomplete request forms will be returned to sender which may cause a delay in processing.*

Date of Request: 9/29/2015

Please mark one: **Bill Request** or **Resolution Request**

1. Has your agency submitted this request in the last 12 months?

Yes **No**

If yes, please explain:

2. Title: Second Amendment to the Hotel Management Agreement (CE0A072) between the City and Westin DIA Operator, LLC at Denver International Airport

3. Requesting Agency: Department of Aviation

4. Contact Person: (With actual knowledge of proposed ordinance/resolution.)

- **Name:** Amy Raaz
- **Phone:** (303) 342-2201
- **Email:** Amy.Raaz@flydenver.com

5. Contact Person: (With actual knowledge of proposed ordinance/resolution who will present the item at Mayor Council and who will be available for first and second reading, if necessary.)

- **Name:** Mookie Patel
- **Phone:** 303-342-2501
- **Email:** Mookie.Patel@flydenver.com

6. General description of proposed ordinance including contract scope of work if applicable:

Amends the Hotel Management Agreement to include updates to the insurance requirements, common use maintenance responsibilities, and the cash management agreement.

****Please complete the following fields:** (Incomplete fields may result in a delay in processing. If a field is not applicable, please enter N/A for that field.)

- a. Contract Control Number:** CE0A072
- b. Duration:** Hotel Opening plus 15 years
- c. Location:** DIA
- d. Affected Council District:** 11
- e. Benefits:** Amends and updates the Hotel Management Agreement
- f. Costs:** No additional costs associated with this amendment

<i>Current Contract Amount</i>	<i>Additional Funds</i>	<i>Total Contract Amount</i>
<i>(A)</i>	<i>(B)</i>	<i>(A+B)</i>
\$27,634,453	\$0.00	\$27,634,453

<i>Current Contract Term</i>	<i>Added Time</i>	<i>New Ending Date</i>
Hotel Opening +15 years	0	Hotel Opening +15 years

g. Date Goals Assigned: April 11, 2011

h. Goals: Contractor agrees to use its commercially reasonable efforts to identify and enter into agreements with qualified and available Airport Concession Disadvantaged Business Enterprises as defined in 49 CFR Part 23 to perform portions of this Agreement. Throughout the term of this Agreement, Contractor shall continue to utilize qualified and available ACDBE firms to the fullest extent which is reasonably possible to achieve and to an extent necessary to comply with the requirements of 49 CFR Part 23.

To be completed by Mayor's Legislative Team:

SIRE Tracking Number: _____

Date: _____

Contractor agrees that it shall include the provisions of this section in every contract entered into in connection with the operation of the hotel, so that such provisions will be binding upon each sub manager, supplier, or service provider.

Goals associated with the design and construction of The Westin Denver International Airport hotel were included in the South Terminal Redevelopment Program.

7. Is there any controversy surrounding this ordinance? (Groups or individuals who may have concerns about it?) Please explain.

None

To be completed by Mayor's Legislative Team:

SIRE Tracking Number: _____

Date: _____

Key Contract Terms

Type of Contract:

Professional Services > \$500K Lease Design or Construction for airport improvements > \$5M

Grant IGA Sale of Real Property Sale of Personal Property

Vendor/Contractor Name: Westin DIA Operator, LLC

Contract control number: CE0A072

City's contract manager: Mookie Patel

Was this contractor selected by competitive process? Yes

Has this contractor provided these services to the City before? Yes No

Term/Duration of contract/project: Date of hotel opening, plus 15 years

Is this a new contract? Yes No Is this an Amendment? Yes No If yes, how many? 2nd

Renewal terms: None

Purpose: Amends the Hotel Management Agreement to include updates to the insurance requirements, common use maintenance responsibilities, and the cash management agreement.

Scope of services to be provided with performance bench marks:

Cost/value: \$27,634,453, plus reimbursable

Source of funds: Fund #73130, Org #6013000, Acct #603200

Benefit: Amends and updates the Hotel Management Agreement

Termination provision for City and for contractor:

Is this contract subject to: W/MBE DBE SBE XO101 ACDBE N/A

WBE/MBE/DBE commitments (construction, design, Airport concession contracts):

Who are the subcontractors to this contract?

Location: Denver International Airport, Westin Hotel

Affected Council District: 11

To be completed by Mayor's Legislative Team:

SIRE Tracking Number: _____

Date: _____